

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

ESTATE OF ALTON JOHNSON, by  
and through Randall Johnson as  
Personal Representative; ESTATE OF  
BERTON PEW, by and through Bryan  
Zipp as Personal Representative;  
ESTATE OF STANLEY WEBBER,  
by and through Dana Snyder as  
Personal Representative; ESTATE OF  
LONNY MATTHEW SANFORD, by  
and through Sara Sargent as Personal  
Representative; DANIEL BELL;  
DEBRA TATUM; JOAN MARIE  
WILKINS; ESTATE OF VERA  
JOHNSON, by and through Marcia  
Schlotfeldt as Personal Representative;  
ESTATE OF ADRIAN LEONARD  
KAUTMAN SR., by and through  
Marie Moore as Personal  
Representative; ESTATE OF ALISON  
DESMYTER, by and through Kim Box  
as Personal Representative,

Plaintiffs,

vs.

WHITEFISH CARE AND  
REHABILITATION CENTER (d/b/a);  
SWEETWATER WHITEFISH OPCO,  
LLC; SWEETWATER CARE MT  
OPCO LLC; SWEETWATER  
INVESTMENT MANAGEMENT,  
LLC d/b/a SWEETWATER PRIVATE  
EQUITY; SWEETWATER CARE  
RESOURCE, LLC; REID  
CRICKMORE; JAMES GAMETT;  
AARON CHELSEY; KYLE  
SHIELDS; AND DOES A-Z,

Defendants.

CV 21-2-M-DLC-KLD


ORDER

Defendants move for the admission of Maria Fracassa Dwyer to practice before this Court in this case with Robert M. Carlson to act as local counsel.

Pro hac vice admission is governed by District of Montana Local Rule 83.1(d), which provides in pertinent part that the attorney seeking pro hac vice admission must file an affidavit attesting to various items enumerated at L.R. 83.1(d)(3). While Defendants' motion does contain an affidavit from Ms. Dwyer, the affidavit fails to address items 83.1(d)(3)(B), (C), (E), (G), (H), (I) and (J). (See Doc. 4-1).

Accordingly, IT IS HEREBY ORDERED that Defendants' motion to admit Ms. Dwyer pro hac vice is DENIED without prejudice. Defendants may resubmit their motion, provided the motion is accompanied by an affidavit that complies in full with L.R. 83.1(d)(3).

DATED this 8th day of January, 2021.



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Kathleen L. DeSoto  
United States Magistrate Judge